

5/023/0065
cc: Wayne
Lynn

- Ready Mix Concrete
- Excavating
- Mining
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- Rock Products
- Sand & Gravel
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DIV. OF OIL, GAS & MINING

29 March 2011

Ms. Vickie Southwick
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
PO Box 145801
Salt Lake City, UT 84114-5801

Subject: Proposed Assessment for State Failure to Abate Cessation Orders # MC-2010-42-06; MC-2010-42-01; MC-2010-42-03, Nephi Sandstone Corp. Soma Mine, S/023/0065, Juab County, Utah

Dear Ms. Southwick:

I would like to appeal the 'fact of the violation' and proposed civil penalty for the above referenced cessation orders. I will make myself available to meet with you for a hearing. As previously discussed in our telephone conversation, I am planning to meet on Thursday, April 28th, 2011 at 10:00am.

You may contact me at the address or phone number listed below or through email at bruce@nephisandstone.com.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bruce H. Evans".

Bruce H. Evans